

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

FILED

MAY 05 2000

TIMOTHY R. WALBRIDGE, CLERK
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF OKLAHOMA

In re:

STRUBLE, MICHAEL E.,

SS # 448-64-3899

STRUBLE, RITA K.,

SS # 445-60-5213

Debtors.

Case No. **99-03874-R**

(Chapter 7)

MICHAEL E. STRUBLE,

Plaintiff,

vs.

Adversary No. **99-0259-R**

**BAYBANK BOSTON, N.A., and
STUDENT LOAN SERVICING
CENTER,**

Defendants,

and,

**THE EDUCATION RESOURCES
INSTITUTE,** a non-profit Massachusetts
corporation,

Intervenor.

JUDGMENT

(Form 32, F.R.Civ.P. Tit. 28, U.S.C.)

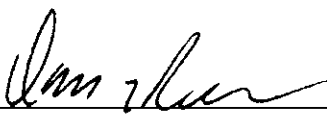
This action came on for decision before the Court, Hon. Dana L. Rasure, Bankruptcy Judge, presiding, pursuant to the stipulations of the parties as evidenced by counsels' signatures hereto and on the stipulated Order for Judgment filed concurrently herewith and the issues having been duly considered and a decision having been duly rendered,

It is Ordered and Adjudged

The Intervenor, **THE EDUCATION RESOURCES INSTITUTE**, a non-profit Massachusetts corporation ("**TERI**"), recover of the Plaintiff, **MICHAEL E. STRUBLE** ("**Plaintiff**"), judgment determining TERI's education loan claim to be non-dischargeable as set forth above pursuant to § 523(a)(8), *Tit. 11, U.S.C.*.


Execution on this judgment shall be stayed as long as the Plaintiff commences installment payments on or before the July 1, 2000, in the amount of Eighty-six and 50/100 Dollars (\$86.50) per month, and that Plaintiff shall maintain like installments to be due and payable on or before the first day of each succeeding month thereafter in the amount of Eighty-six and 50/100 Dollars (\$86.50), for a period of one hundred twenty (120) months, or, ten (10) years, following the successful and timely completion of which, TERI's claim set forth above shall be satisfied in full, **PROVIDED, HOWEVER**, in the event of default in any payment called for by this Order and resulting judgment, the entire balance of TERI's education loan claim in the sum of \$8,093.03, as of January 6, 2000, with interest thereafter accruing at a variable contract rate of ten and one-half per cent per annum (10.5% APR), simple interest accrued daily, together with all other contractual fees shall immediately become due and payable without further notice to the Plaintiff.

DATED at , Oklahoma, this 5 day of ^{May}~~April~~, 2000.



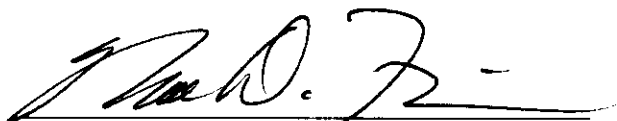
DANA L. RASURE, *United States Bankruptcy Judge*

APPROVED AS TO FORM:



JAMES W. KEELEY, OBA #4907
810 So. Cincinnati, Ste. 400
Tulsa, OK 74119-1619
Telephone: 918/585-3993

ATTORNEY FOR PLAINTIFF



MAC D. FINLAYSON, OBA #2921
Mac D. Finlayson, A Professional Corporation
115 West Third Street, Suite 480
Tulsa, Oklahoma 74103-3410
Telephone: 918/583-2900
Facsimile: 918/583-6811

***ATTORNEY FOR INTERVENOR, THE
EDUCATION RESOURCES INSTITUTE,
a non-profit Massachusetts corporation
("TERI")***